REGD. MH 1776

Panaji, 18th October, 1973 (Asvina 26, 1895)

SERIES I No. 29

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Corrigendum

OSD/RRVS/5(a)/73

In the Schedule attached to the Notification No. OSD/RRVS/5(a)/67 dated 2nd July, 1970 published in Official Gazette Series I, No. 16 dated 16th July, 1970 read with corrigendum No. OSD/RRVS/5(a)/67 dated 20th July, 1970 published in Official Gazette, Series I, No. 17 dated 23rd July, 1970 relating to the Recruitment to the Class II Gazetted post of Industries Officer in the Directorate of Industries and Mines under the Government of Goa, Daman and Diu in Column 7 para (ii) after the words: "in any Department under the State Government" add: —

"/Central Government"

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 9th October, 1973.

Law and Judicial Department

Notification

LD/4314/73

The following Ordinance received from the Government of India Ministry of Law and Justice and Company Affairs (Legislature Department) New Delhi, is hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 10th October, 1973.

THE PRESS COUNCIL (AMENDMENT) ORDINANCE, 1973

No. 2 of 1973

Promulgated by the President in the Twenty-fourth Year of the Republic of India.

An Ordinance further to amend the Press Council Act, 1965.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance: —

1. **Short title and commencement.** — (1) This Ordinance may be called the Press Council (Amendment) Ordinance, 1973.

(2) It shall come into force at once.

2. **Act 34 of 1965 to be temporarily amended.** — During the period of operation of this Ordinance, the Press Council Act, 1965 (hereinafter referred to as the principal Act), shall have effect subject to the amendment specified in section 3.

3. **Amendment of section 5.** — In section 5 of the principal Act, for sub-section (1A), the following sub-section shall be substituted, namely: —

"(1A) Notwithstanding the expiry of the period of office specified by sub-section (1), the Chairman and other members holding office as such on the 30th day of September, 1973, shall continue to hold such office until the 30th day of June, 1974:

Provided that nothing in this sub-section shall apply to a member —

(a) who ceases to be a member before the 30th day of June, 1974, by reason of the provisions of sub-section (2); or

(b) whose term of office expires before that date by reason of the provisions of sub-section (3); or

(c) who is deemed to have vacated his seat before that date by reason of the provisions of sub-section (3A); or

(d) who is deemed to have vacated his office before that date by reason of the provisions of sub-section (4).".

Sd/-.

V. V. GIRI,

President

27-9-1973

K. K. SUNDARAM,

Secretary to the Govt. of India

Public Health Department

Notification

P-9/67-HS-D. Control/7654

In exercise of the powers conferred by sub-section (2) of Section 8 of the Dangerous Drugs Act, 1930 (2 of 1930) the Government of Goa, Daman and Diu hereby makes the following rules, the same having been previously published as required by sub-section (1) of Section 36 of the said Act, namely:

RULES

I. Short title, extent and commencement

(1) These rules may be called the Goa, Daman and Diu, Manufactured Drugs Rules 1971.

(2) They extend to the whole of the Union Territory of Goa, Daman and Diu.

(3) These rules shall come into force on such date as the Government may, by notification in the Official Gazette appoint.

II. Definitions

2. In these rules, unless there is anything repugnant in the subject or context: —

(a) "The Act" means the Dangerous Drugs Act, 1930.

(b) "Approved practitioner" means —

(i) Any person registered as a medical practitioner under the Indian Medical Council Act, 1956, or any Act of Parliament amending the same, or under any law for the registration of medical practitioners for the time being in force in any part of India, or

(ii) Any person registered as dentist under the Dentists Act 1958, or any Act of Parliament amending the same, or under any law for the registration of dentists for the time being in force in any part of India, or

(iii) Any person possessed of qualifications which render him eligible for registration as a Medical Practitioner or dentist, as the case may be, or under any law for the registration of medical practitioners or dentists for the time being in force in any part of India, and approved by the Drugs Controller for the purpose of these rules or of corresponding rules for the time being in force in any part of India, or

(iv) Any person who is registered under Veterinary Surgeons Act, 1881, or who is a Veterinary graduate of any of the Indian Veterinary Colleges established under the authority of Government or recognised by Govt., or

(v) Any other person engaged in medical, scientific or veterinary practice and approved by the Director of Health Services for the purpose of these rules or of corresponding rules for the time being in force in any part of India.

(c) "Drugs Controller" means the Chief Officer-in-charge of drugs control in district for the time being and includes any officer specially authorized by the Govt. or the Director of Health Services throughout the Union Territory of Goa, Daman and Diu or in any specified area therein all or any of the powers of a Drugs Controller under these rules;

(d) "Director of Health Services" means the Director of Health Services in the administration of Goa, Daman and Diu;

(e) "Export" means "to export inter-provincially" as defined in clause (l) of section 2 of the Act;

(f) "Import" means to bring into a state as defined in clause (j) of section 2 of the Act;

(g) "Transport" means to take from one place to another in the same state;

(h) "Government" means the Government of Goa, Daman and Diu;

(i) "Licensed chemist" means a person who has obtained a licence under these rules for the possession and sale or dispensing on prescription of manufactured drugs (other than prepared opium) and has also obtained a licence in Form F-20 and 21 of the Drugs Rules;

(j) "Licensed dealer" means a person who has obtained a licence under these rules;

(1) for the manufacture of medicinal opium or of any preparation containing morphine, diacetyl-morphine, Pethidine, methadone or cocaine from material which he is lawfully entitled to possess; and/or

(2) for the possession and sale otherwise than on prescription of any manufactured drug other than prepared opium and has also obtained a Licence to manufacture drugs under the Drugs and Cosmetic Act, 1940.

(k) "Prescription" means a prescription given by an approved practitioner for the supply of any manufactured drug other than prepared opium in accordance with these rules;

(l) The term "manufacture" in relation to any drug to which these rules apply, includes any process or part of a process, for making, altering, ornamenting, finishing, packing, labelling, breaking up or otherwise treating or adopting any drug with a view to its sale and distribution but does not include the compounding or dispensing for the use of a patient on the written prescription of an approved practitioner and the expression "to manufacture" shall be construed accordingly.

III. Manufacture

3. No licensed dealer in manufactured drugs shall, except in accordance with the conditions of his licence, manufacture medicinal opium or any preparation containing morphine, diacetyl-morphine or cocaine from materials which he is lawfully entitled to possess.

4. No licensed chemist shall dispense manufactured drugs (other than prepared opium), except on prescriptions and in accordance with the conditions of his licence.

IV. Possession

5. Any person may possess any manufactured drug other than prepared opium in such quantity as has been at one time dispensed and sold for his use

in accordance with the provisions of rule 4 and 27 of the corresponding rule for the time being in any part of India.

6. (1) Any approved practitioner, may possess for the use in his practice, but not for sale, the following quantities of manufactured drugs: —

(i) Morphine (in all forms)		2 Gm.
(ii) Codeine	»	5 Gm.
(iii) Cocaine	»	1 Gm.
(iv) Methadone	»	1 Gm.
(v) Pethidine	»	2 Gm.

Provided that such practitioner has registered himself with the Drugs Controller for the possession for dispensation of such manufactured drugs, under rule 36(3) of these rules.

Provided also that the Drugs Controller may by special order authorise any such practitioner to possess as aforesaid any of the said drugs in a larger quantity.

Explanation: The expression for use in his practice covers only the actual direct administration of the drugs in injections, surgical operations or other emergent cases by or in the presence of an approved practitioner. All other issues of the drugs by an approved practitioner from his dispensary shall amount to sale except in the case of issues free of charge from specially recognised charitable institutions.

(2) A Government Medical Officer in charge of Government and Government grant-in-aid Medical Institutions may possess manufactured drugs (other than prepared opium) for use in such institutions.

(3) An approved practitioner in charge of local Board or Municipal dispensaries or in charge of hospitals and dispensaries belonging to missions and other corporate bodies may possess manufactured drugs (other than prepared opium) required for use in such dispensaries and hospitals.

(4) A Government Medical Officer in charge of hospitals and dispensaries belonging to Railways may possess manufactured drugs (other than prepared opium) for use in such hospitals and dispensaries.

7. (a) The Government may by order exclude any approved practitioner from the privilege conferred on him by rule 6 of possessing manufactured drugs other than prepared opium, if he

(i) has, in the opinion of the Government, abused such privilege or

(ii) has committed any breach of these rules, or

(iii) has been convicted of any offence under the Act or under any other law for the time being in force relating to excise revenue, or

(iv) has been convicted of any criminal offence, or

(v) is for any other reason considered by the Government unfit to enjoy the privilege.

(b) When any order is passed under sub-rule (1) the practitioner concerned shall forthwith deliver up to the Drugs Controller all manufactured drugs other than prepared opium, then in his possession, which shall be disposed of in the manner provided in rule 45.

8. A person authorised in this behalf by the Drugs Controller by an order made under rule 37 may possess manufactured drugs other than prepared opium in such quantity and in such manner as may be specified in that order.

9. A licensed dealer or a licensed chemist may possess manufactured drugs, other than prepared opium in such quantity and in such manner as may be specified in his licence.

10. A person to whom an authorisation has been granted under these rules for the import, export or transport of manufactured drugs other than prepared opium may possess such drugs in such quantity and in such manner as may be specified in the authorization.

11. In the case of preparations of admixtures of manufactured drugs the limits of possession prescribed above shall be determined by the percentage or amount of manufactured drugs contained in such preparations or admixtures.

V. Import, Export and Transport

12. Any person may import, export and transport such quantity of manufactured drugs other than prepared opium as he may lawfully possess under rule 5.

13. An approved practitioner may import, export and transport such quantity of manufactured drugs other than prepared opium as he may lawfully possess under rule 6.

14. A person authorised in this behalf by the Drugs Controller by an order made under clause (i) of rule 37 may import manufactured drugs other than prepared opium in such quantity and in such manner as may be specified in that order on an indent countersigned by the Chief Medical Officer or Civil Surgeon or Superintendent of Civil Veterinary Department.

15. A person to whom an authorisation has been granted under these rules (otherwise than under clause (1) of Rule 37) for the import of manufactured drugs other than prepared opium may import the drugs in such quantity and in such manner as may be specified in the authorisation granted to him.

16. A licensed dealer may, subject to the conditions of his licence, export manufactured drugs other than prepared opium to any part of India outside the Union Territory of Goa, Daman and Diu subject to the terms of an import authorisation granted under the rules for the time being in force in such part of India and countersigned by the Director of Health Services as required by rule 41.

An indent for manufactured drugs other than prepared opium countersigned by the Chief Medical Officer or Civil Surgeon or Superintendent of the Civil Veterinary Department shall, for the purpose of this rule be deemed to be an authorisation and shall not require further countersignature.

17. A person authorised in this behalf by the Director of Health Services by a special order made

under rule 38 may export manufactured drugs other than prepared opium in such quantity and in such manner as may be specified in that order.

18. A person to whom a permit or authorisation has been granted under these rules for the transport of manufactured drugs other than prepared opium may transport the drugs in such quantity and in such manner as may be specified in the permit or authorisation granted to him.

19. A person to whom an authorisation has been granted under rule 40 of these rules for the import of any manufactured drug (other than prepared opium) may import that drug in such quantity and in such manner as may be specified in such authorisation:

Provided, however, that when such drug is to be imported from the Government Opium and Alkaloids Works, Ghazipur, such import shall be permitted subject to the following further conditions: —

(a) Every application for the supply of manufactured drugs shall be sent to the Deputy Narcotics Commissioner, Ghazipur alongwith the authorisation for import granted under this rule.

(b) The stock in hand on the date of application shall be stated and the quantity of manufactured drug applied for shall not be more than sufficient for twelve month's manufacture.

(c) The purposes for which the manufactured drug is required shall be specified in the application.

(d) An intimation of the despatch of each consignment shall be sent by the said Factory to the:

i) The Drugs Controller of the importing State

ii) The Excise authority of the importing state and/or

iii) The permit issuing authority.

(e) The permit issuing authority shall make arrangements for the examination of the drug on arrival by a responsible officer not below the rank of an Assistant Drugs Controller.

(f) Every consignment on arrival shall be examined by the officer referred to in sub-rule (e) and immediately brought to account in the form prescribed in rule 30 of these rules.

The procedure of issuing this advice may be followed even when the quantity of codeine, dionine and other group II drugs or their salts does not exceed 500 gms.

20. Every person importing, exporting or transporting manufactured drugs other than prepared opium shall comply with such general or special directions as may be given by the Director of Health Services.

21. Except as provided in rule 22 below no person shall import, export or transport manufactured Drugs (other than prepared opium) by post, into, out of or within the Union Territory of Goa, Daman and Diu.

22. Import, export or transport of manufactured drugs (other than prepared opium) shall be allowed by Inland post subject to the following conditions, namely: —

(a) Only the parcel post shall be used and the parcels shall be insured;

(b) The parcel shall be covered by a permit issued in this behalf by the competent authority at the place to which the parcel is addressed;

(c) The parcel shall be accompanied by a declaration showing the names of the consignor and the consignee, the contents of the parcel, in detail, the number and date of the permit covering the import, export or transport, as the case may be, and the number of the licence, if any, held by the consignor or the consignee;

(d) The consignor and the consignee, if they are licensees, shall show distinctly in their account books the names of the consignee and the consignor respectively and the quantities of the drugs imported, exported or transported by and to them, as the case may be, from time to time, by post.

23. Nothing in these rules shall be deemed to permit the import of manufactured drugs (other than prepared opium) from any parts of India outside the Union Territory of Goa, Daman and Diu unless the rules for the time being in force in such parts of India relating to the inter-state export, have been complied with.

Note: — The procedure outlined in the above part V of these rules, with regard to import, export and transport of manufactured drugs will also apply *mutatis mutandis,* to the supplies of manufactured drug to Government hospitals, Depots and institutions.

VI. Sale

24. (1) A licensed dealer may, subject to the conditions of his licence sell, otherwise than on prescription, manufactured drugs other than prepared opium, only—

(a) to another dealer or chemist licensed under these rules, or under corresponding rules for the time being in force in any part of India outside the Union Territory of Goa, Daman and Diu,

(b) to an approved practitioner,

(c) to a person authorized under rule 37 or under any corresponding rules for the time being in force as aforesaid,

(d) to any person authorized to export the drugs under rule 38, or

(e) to the Medical Officer in charge of a Government hospital, dispensary or other Government institution on an indent countersigned by the Drugs Controller, Panaji.

Provided that the quantity that may be sold to the persons mentioned in clauses (a) to (d) shall not exceed the quantity which they may lawfully possess;

Provided also that no countersignature shall be necessary in the case of indents from Government institutions for the supply of Pethidine (also known under the names of Dolantin, Demerol) not exceeding 2 gms. at any one time and that all indents from Government institutions for the supply of Pethidine exceeding 2 gms. at any one time shall be countersigned by the Director of Health Services.

Provided further that the drugs shall not be delivered to any person, not licenseed or otherwise

authorized to be in possession of the drugs, who purports to be sent by or on behalf of a person so licensed or authorized, unless an authority in writing, signed by the person so licensed or authorized to receive the drugs on his behalf is produced and unless the licensed dealer is satisfied that the authority is genuine.

(2) Such drugs shall be sold only in packages or bottles plainly marked with the international non proprietory names of the drugs communicated by the World Health Organization, the amount of the drugs in each package or bottle.

(3) Any preparation, admixture, extract or other substance containing such drugs shall be sold only in packages or bottles, plainly marked —

(a) in the case of powder solution or ointment, with the total amount thereof in each package or bottle and the percentage of the drug in the powder, solution or ointment, and

(b) in the case of tablets or other articles, with the amount of the drug in each article and the number of articles in each package or bottle.

25. Every package or bottle containing manufactured drugs other than prepared opium shall be marked with the percentage or proportion or amount of opium, Cannabis, morphin, diacetyl-morphine, cocaine or other manufactured drug contained in the drugs.

26. The inner packing containing a drug or wrapping thereof shall bear a clearly visible double red band. The exterior wrapping of the package in which such drug is contained shall not bear a double red band.

27. A licensed chemist shall sell manufactured drugs (other than prepared opium) only on prescription and subject to the following conditions: —

(a) he shall sell the drugs in such quantity and for the use of such person only as may be specified in prescription:

Provided that he shall not sell on such prescription Pethidine, Morphine, Cocaine Hydrochloride, and other basic manufactured drugs in their pure form but only as a compounded preparation either as a prepared solution or ointment, etc.

Provided also that he shall not sell on such prescription unless directions for use are specified therein;

(b) He shall sell the drugs only once on a prescription.

(c) He shall, on the sale on a prescription retain the original copy with him.

(d) Any other condition that may be contained in his licence.

VII. Conditions relating to prescriptions

28. No prescription for the supply of manufactured drugs other than prepared opium, shall be given by an approved practitioner otherwise than in accordance with the following conditions: —

(1) The prescription shall be written wholly in ink or indelible pencil, shall be dated and signed by the approved practitioner with his full name and address and qualifications and register number in Directorate of Health Services and shall specify the name and address of the person to whom and for which, the prescription is given the directions, for use and the total amount of the drug to be supplied on the prescription provided that where the medicine to be supplied on the prescription is a proprietary medicine, it shall be sufficient to state that the amount of medicine to be supplied. When a dose in excess of the normal dosage of any such manufactured drug is prescribed, the amount of the dose shall be emphasised by being underlined and the initials of the practitioner set in the margin opposite.

(2) The prescription shall not be given for the use of the prescriber himself and it must not be ante-dated or post-dated.

(3) A registered dentist shall give a prescription only for the purpose of dental treatment and shall mark it 'for local dental treatment only' and

(4) A registered veterinary surgeon shall give a prescription only for the purpose of treatment of animals and shall mark it 'for animal treatment only'.

Note: — 1 The term 'normal dosage' means the maximum dosage that may be prescribed by the Director of Health Services from time to time. A list of narcotic drugs with their normal minimum and maximum dosages is given in Appendix 'A' to these rules.

2 The registered medical practitioners of the indigenous system of medicines should prescribe only those manufactured drugs which are included in the indigenous systems of medicines.

VIII. Accounts

29. Every approved practitioner shall maintain an account in Form M-7 appended to these rules in respect of manufactured drugs other than prepared opium possessed by him for use in his practice and such account shall be opened to inspection by any officer specified in Rule 52 of these rules or by any officer of the police Department not below the rank of Inspector. Patients' card in Form M-8 should also be maintained by the practitioner.

30. Every licensed dealer shall maintain written record of import, manufacture and sale by him of the manufactured drugs other than prepared opium in Fom M-3(a) and M-3(d) appended to these rules showing clearly: —

(i) each basic drug received, issued for manufacture and its balance at the close of each working day;

(ii) solutions obtained and their composition in terms of the basic drug, or drugs and the quantity of the solution used up in test;

(iii) theoretical number of ampoules which can be filled and or preparations in other forms viz. tablets, capsules, powder, liquid preparations, which can be made out of each lot of solution;

(iv) the actual number of ampoules filled and or preparations in other form viz. tablets, capsules, powder, liquid preparations, made out of each lot of solutions;

(v) the total number of empty ampoules of each size and description held in stock, the number of such ampoules issued for filling, the number broken during various processes, the number rejected during examination and the number of filled ampoules, finally taken on stock;

(vi) the actual loss of drug in each lot of manufacture;

(vii) the quantity of each manufactured drug sold and its closing balance at the end of each working day.

N. B. — After each lot has been manufactured, reasons for loss of the drug, if any i. e. the difference between the quantity of the drug orignally taken for manufacture, and the quantity contained in the manufactured preparations finally taken on stock shall be gone into by the licensee and unless the loss is satisfactorily explained, by being within the normal limits of manufacturing and handling losses, further inquiries shall be made into the loss and suitable remedial measures taken. All such cases of abnormal loss shall be promptly reported to the Drugs Control authorities.

31. Every licensed chemist shall maintain a written record of every purchase and sale effected by him manufactured drugs other than prepared opium in Form M-4 (a) and M-4 (b) appended to these rules.

32. Every hospital shall maintain a written account of every receipt and issue effected by it of manufactured drugs other than prepared opium in Form M-5 appended to these rules.

33. Every licensed dealer, or other importer within the meaning of the Dangerous Drugs (Import, Export and Transhipment) Rules, 1957, shall in respect of each three months, submit a return in Form M-6 appended to these rules to the Drugs Controller so as to reach him on or before 10th of the following month.

34. Every licensed chemist dealing in manufactured drugs (other than prepared opium) shall in respect of each three months submit return in Form M-6(a) appended to this rule to the Drugs Controller so as to reach him on or before 10th of the following month.

35. Every approved practitioner dealing in manufactured drugs (other than prepared opium), permit holder, person authorised under rule 37 (ii) shall in respect of each three months submit a return in Form M-6(b) appended to these rules to the Drugs Controlled so as to reach him on or before 10th of the following month.

IX. Approval, Authorisation, Licences and Permits

36. (1) The Director of Health Services may, for the purpose of sub-clause (v) of clause (b) of rule 2 approve any person engaged in medical or veterinary practice.

(2) The Drugs Controller may, for the purposes of sub-clause (iii) of clause (b) of rule 2, approve any person possessed of the qualification specified in that sub-clauses.

(3) The Drugs Controller may, for the purpose of rule 6(1) approve any medical practitioner to possess for dispensation manufactured drugs other than prepared opium for use in his practice and not for sale. The full particulars of such registration shall be maintained in a register in form M-9. No fee shall be charged for such registration. The Drugs Controller shall immediately after the registration of the medical practitioner issue him a 'Registration Certificate' in form M-10 which shall be produced by him, on demand by any Officer mentioned in rule 52 of these rules.

37. The Drugs Controller may, with the sanction of the Director of Health Services by special order, authorise —

(i) Any approved practitioner in managing or supervising of a hospital or dispensary, not being a Government, local board or municipal hospital or dispensary, to possess, import or transport manufactured drugs other than prepared opium in such quantity and in such manner as may be specified by him in that order; and

(ii) Any person in charge of an educational institution or of any institution under the control of a local authority other than a hospital or dispensary or any person engaged in scientific research to possess, import or transport, for educational, medicinal or scentific purposes only, manufactured drugs other than prepared opium in such quantity and in such manner as may be specified by him in that order.

38. The Director of Health Services may, by special order, authorise any person to export manufactured drugs other than prepared opium subject to such conditions, if any, as may be specified in that order.

39. (1) The Director of Health Services may grant to any person a dealer's licence in form M-1, appended to these rules permitting him to manufacture and/or possess and sell manufactured drugs other than prepared opium subject to the provisions of rules 3 and 24 and to the conditions of the licences.

(2) The Drugs Controller may grant to any person a Chemist's licence in Form M-2 appended to these rules permitting him to possess and sell manufactured drugs other than prepared opium subject to the provision of rules 3, 4 and 27 and to the conditions of the licence.

(3) A fee of Rs. 10/- per annum shall be levied on every licence granted under sub-rule (1) or (2). Application for renewal of licence should be made before its expiry. If the applicant applies for the renewal of licence after its expiry an additional fee of Rs. 2/- per month should be paid by the applicant.

Note: — Before sanction is accorded for the issue of licences under this rule, the Drugs Controller should consult the Assistant Drugs Controller as to the eligibility of the applicant for the licence.

40. The Director of Health Services may grant to any licensed dealer or licensed chemist an authorisation (in Form M-11) herewith annexed for the import of manufactured drugs other than prepared opium not exceeding the quantity which such dealer or chemist may lawfully possess.

41. When an authorisation has been granted under the rules for the time being in force in any part of India outside the Union Territory of Goa, Daman and Diu, to any person to import manufacture drugs other than prepared opium, from the Union Territory of Goa, Daman and Diu into such part of India, such person shall present such authorisation to the Director of Health Services who shall enter therein the route by which the person (if any) in whose charge the consignment is to be conveyed and the number and description of the packages and shall countersign the authorisation:

Provided that in the case of import of manufactured drugs from the Government Opium and Alka-

loid Works, Ghazipur, the question of countersignature of the authorisation by the Director of Health Services will not arise and the procedure outlined in rule 19 of these rules will apply.

42. (1) The Drugs Controller may grant to any licensed dealer or licensed chemist a permit in form M-12(b) appended to these rules for the transport of manufactured drugs other than prepared opium not exceeding the quantity which such dealer or chemist may lawfully possess:

Provided that a licensed dealer selling manufactured drugs other than prepared opium to another licensed dealer or licensed chemist may grant a permit in the said Form for the transport to the buyer of such drugs.

(2) When granting a permit under sub-rule (1), the Drugs Controller/licensed dealer, shall give intimation of such grant in form M-12(b) to the Drugs Controller from to which the transport is to be made and keep in his office/with him, a copy of the permit in Form M-12(c) appended to these rules.

43. (1) The officer who has granted a licence to or has by order approved or authorised any person under these rules may, after giving such person an opportunity to show cause why such an order should not be passed, by an order in writing stating the reasons therefor, cancel such licence or order or suspend it for such period as he thinks fit, either wholly or in respect of some of the substances to which it relates, if in his opinion, such person has

(a) failed to pay any duty or fee payable by him, or

(b) by himself or by any servant or person acting on his behalf committed any breach of conditions of such licence or order or of these rules, or

(c) been convicted of any offence under the Act, or under the law for the time being in force relating to excise revenue or prohibition or of any criminal offence; or in any case not falling under this clause; and

shall cancel such licence or order within fifteen days of the receipt of a notice from such person that he desires to surrender the same.

(2) When such licence or order is cancelled or suspended such person shall forthwith make over to the Drugs Controller all raw opium and all manufactured drugs other than prepared opium then in his possession.

(3) When any raw opium or any manufactured drug other than prepared opium in the possession of any person licensed or authorised under these rules is found by him to be unfit for use such person shall forthwith deliver up such raw opium or drug to the Drugs Controller.

44. In case of breach of any of the conditions of a licence the officer who granted the licence may, in lieu of cancellation or suspension of the licence, impose a penalty not exceeding one hundred rupees for every such breach.

X. Disposal of drugs and confiscated articles

45. (1) Whenever any article is ordered to be confiscated under section 34 of the Act for an offence committed in contravention of these rules, the Magistrate or Officer, authorised by the Government of Goa, Daman and Diu, who orders confiscation, shall make over the confiscated article, if it is cocaine, to the Director of Health Services (name of the Chief Medical authority) with the Government of Goa, Daman and Diu and if it is any other article to the Drugs Controller, for disposal.

(2) The Director of Health Services of Goa, Daman and Diu, shall examine or cause to be examined all confiscated cocaine made over to him under sub-rule (1). If the cocaine is found fit for use, the Director of Health Services (Chief Medical Authority) may utilise it for the purposes of Government hospitals or institutions in the Union Territory of Goa, Daman and Diu and if the quantity of cocaine is more than sufficient for the needs of such hospitals or institutions or is found unfit for use, he shall sent the surplus quantity of cocaine or cocaine found unfit for use, as the case may be, to the Chief Chemist, Central Revenues Control Laboratory, New Delhi.

(3) The Drugs Controller shall cause—

(a) all manufactured drugs (other than prepared opium) and diacetylmorphine, confiscated and made over to him under sub-rule (1) and

(b) all manufactured drugs (other than prepared opium) made over to him under sub-rule (2) of rule 43 to be examined by the Chemical Examiner or by such other officer as the Director of Health Services may direct. All confiscated diacetylmorphine shall be destroyed. If any drugs are certified by the Chemical Examiner to be fit for use, the Drugs Controller may sell them to any dealer in manufactured drug or chemist licensed under these rules or under any corresponding rules for the time being in force in any other part of India or to any person authorized by an order made under rule 37 or any corresponding rules in force as aforesaid. The Drugs Controller may require any licensed dealer in manufactured drugs or licensed chemist to purchase at such price as the Drugs Controller may direct any quantity of such drugs not exceeding such quantity as the Drugs Controller may determine to be ordinarily saleable by him in two months. The sale proceeds of the confiscated drugs shall be credited to Government. The sale proceeds of the drugs made over to the Drugs Controller under sub-rule (2) of rule 43 shall however, be paid to the person whose licence has been cancelled or suspended. If any such drugs are certified by the said Chemical Examiner to be unfit for use, the Drugs Controller shall cause them to be destroyed.

(4) The Drugs Controller shall dispose of all articles made over to him under sub-rule (1) other than those mentioned in clause (a) of sub-rule (3) in such manner as he may think fit.

XI. Issue of subsidiary orders

46. Subject to the provisions of the Act and of these rules, the Director of Health Services may from time to time give such directions, as he may think fit for the purpose of carrying out the provisions of these rules.

XII. Exemptions

47. All preparations containing not more than 0.2 percent of morphine or 0.1 percent of cocaine and any preparation which the Central Government may, by notification in the Gazette of India made in pursuance of a finding under Article 8 of the Geneva

Convention, declare not to be a manufactured drug, may be imported, exported, transported, possessed and sold without restriction.

48. The provisions of these rules shall not apply to the importation, exportation, transport, possession or sale of the manufactured drugs specified is the schedule below unless the quantity involved in any transaction or possessed at any one time exceeds 500 gm.

SCHEDULE

1. Methylmorphine and their salt.
2. Ethylmorphine and their salt.
3. Beta —4— Morpholinyl Ethyl Morphine (Pholcodeine).

49. For the purpose of these rules, the Drugs Controller shall be deemed to be subordinate to the Director of Health Services. Any order of the Drugs Controller under these rules, shall be liable to be modified or cancelled by the Director of Health Services either on an appeal by the party aggrieved or otherwise. The Director of Health Services may also order stay of operation of any order of the Drugs Controller under these rules.

50. (1) Every memorandum of appeal shall be presented within one month from the date of the order appealed against.

(2) Every memorandum of appeal shall be accompanied by the order appealed against or by a certified copy of such order.

51. The Government of Goa, Daman and Diu may revise any order passed by any officer or authority under these rules.

XIII. Powers

52. Any of the following officers, namely: —

(a) The Director of Health Services.

(b) The Drugs Controller.

(c) The officer-in-charge of a sub-division of a district.

(d) Any officer of the office of the Drugs Controller not below the rank of Assistant Drugs Controller.

(e) Any officer of the Drugs Controller Department not below the rank of a Drugs Inspector.

(f) Any officer of the Central Excise Department not below the rank of a Sub-Inspector; or

(g) Any officer of the Narcotics Department of and above the rank of a Kothi Moharrir or Sub-Inspector.

may subject to any restrictions prescribed by the Government of Goa, Daman and Diu: —

(i) enter and inspect any place in which manufactured drugs are kept for sale or for such other use as is provided by these rules, at any time, by day or night during which the place may be kept open;

(ii) examine the accounts and registers maintained in any such place as aforesaid and seize such accounts and registers which he may have reason to believe to be false.

(iii) examine, test, weigh and measure all manufactured drugs found in any place, as aforesaid;

and

(iv) examine or test and seize any measures or weights found in any such place, which he has reason to believe to be false.

FORM M-1

Licence granted to a dealer for the manufacture and/or possession and sale otherwise than on prescription of manufactured drugs other than prepared opium

(See rule 39)

Number of licence ...

Name and the description of the person licensed ...

His residence ...

His place of business ...

The person described above is hereby authorised by the Director of Health Services ... to manufacture, possess and sell otherwise than on prescription manufactured drugs other than prepared opium from the date of this licence to the 31st day of December 19 ... subject to the following conditions: —

CONDITIONS

I. The licensee shall be bound by the provisions of the Dangerous Drugs Act, 1930 The Goa, Daman and Diu Manufactured Drugs Rules, 1971 the Drugs Act 1940 and any additional general or special rules which may be made from time to time.

II. This licence extends: —

(1) to the manufacture of medicinal opium from opium which the licensee is lawfully entitled to possess,

(2) to the manufacture of any preparation containing morphine, diacetylmorphine, cocaine, pethidine and methadone from materials which the licensee is lawfully entitled to possess, and/or,

(3) to the possession and sale otherwise than on prescription of manufactured drugs other than prepared opium.

III. The licensee shall purchase all manufactured drugs other than prepared opium to be sold under this licence from a dealer in manufactured drugs licensed under the ... Manufactured Drugs Rules, 19 ... or under the corresponding rules for the time being in force in any part of India, or in accordance with condition XXIV, or import such drugs from abroad in accordance with the rules issued under section 7(2) of the Dangerous Drugs Act, 1930, by the Central Government. He shall not receive or have in his possession manufactured drugs, other than prepared opium, obtained otherwise than as permitted under this condition. Nor shall he receive or have in his possession any quantity of —

(a) coca derivatives containing in the aggregate more than* ... of cocaine,

(b) opium derivatives (other than prepared opium) containing in the aggregate more than* ... of either morphine, diacetylmorphine or both,

(c) medicinal hemp exceeding* ..... in the case of extract and ... in the case of tinctures,

(d) pethidine more than* ...

(e) methadone more than* ...

(f) Any other narcotics substance declared to be manufactured drugs upto* ...

In the case of preparations and admixtures of coca derivatives opium derivatives, pethidine and mathadone preparations, the limit shall be fixed with reference to the cocaine, morphine, pethidine and methadone contents respectively and not with reference to bottles, phials, packages or other containers, and the preparations or labels affixed to them shall plainly exhibit the actual quantity of the dangerous drugs present in each container or sufficient particulars to admit of the ready calculation of such quantity.

Note: — The licensee may also export such drugs out of India subject to the rules published under Section 7(2) of the Dangerous Drugs Act, 1930, by the Central Government.

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* To be fixed by the Drugs Controller.

IV. No consignment of manufactured drugs other than prepared opium, imported shall be opened before it has been verified and passed by an officer of the Drugs Control Department not below the rank of Drugs Inspector.

V. The transmission of manufactured drugs other than prepared opium by inland post by the licensee for medicinal purposes is permitted subject to the following conditions: —

(1) only the parcel post shall be used;

(2) the parcels shall be insured;

(3) the parcels shall be covered by permit which shall, in the case of transmission to a district within the Union Territory of Goa, Daman and Diu, be issued by the Drugs Controller of that district and in other cases, by the proper authorities in the State to which the parcels are addressed;

(4) the parcels shall be accompanied by a declaration stating the names of the consignee and the consignor the contents of the parcels in detail, the number and date of the permit covering the transmission and the number of the licence held by the consignee; and

(5) the consignee shall show distinctly in his account books the name of the consignor, and the quantity of drugs sent to him from time to time by post.

VI. The licensee shall not manufacture possess or sell manufactured drugs other than prepared opium in virtue of this licence at any place except his place of business specified above.

VII. The premises on which the manufacture of manufactured drugs other than prepared opium is or is intended to be carried on shall be clearly defined in the application for licence, which shall be accompanied by a diagram of the premises showing the dimensions of all rooms, apartments and other buildings, used or intended to be used for manufacture, standardisation and storage of such drugs, the premises so defined will be inspected by officers of the Drugs Control Administration to determine their suitability before a recommendation for the grant of the licence applied for is made to the appropriate authority.

VIII. Inside the premises, there shall be provided a strong room set apart for the storage of (a) basic materials used for manufacture and (b) the finished products. This strong room shall not be accessible to every employee of the manufacturing firm: only the proprietor of the firm and members of the technical staff entrusted with the direction and technical supervision of the various processes of manufacture and whose names shall be duly notified to the Drugs Controller shall be authorised to enter this room and handle the drugs and materials stocked therein.

IX. Each process of manufacture carried on, on the licensed premises, including receipt and storage of basic drugs, their issue for manufacture, preparation of solutions, filling and sealing of ampoules, post-filling sterilisation, manufacture of tablets, capsules and other preparations, cleaning and checking of finished products, packing of finished preparations and issue of drugs either by way of wholesale dealing or retail sale, shall be in charge of a responsible officer of the manufacturing establishment, whose name, designation and qualifications shall be duly intimated to the licensing authority. Without prejudice to the overall responsibility of the licensee for the acts of his employees, as if they were his own acts, these officers will be responsible for the sale, custody and accounting of drugs entrusted to their care.

X. The premises licensed for manufacture, shall be adequately secured in the manner hereinafter indicated: —

(i) each room situated on the licensed premise, used for any of the process connected with storage of drugs, post-filling sterilisation, manufacture of tablets, capsules, cleansing and checking of finished products, packing of finished preparations and issue of packed stores, shall not ordinarily have more than one access which will be secured by a strong door which will be provided with two strong locks. In big manufacturing establishments, which employ a large number of workers on each stage of the process of manufacture, the rooms used for such operations may have more than one door each to facilitate entry and exit of workers; all such doors shall, however, be provided with 'Double-lock' arrangement.

(ii) the key of one of the two locks provided on each door will remain in the personal custody of the licensee or his authorised agent, whose name shall be duly notified to the Drugs Controller and that of the other with the officer incharge of the establishment employed in the room.

(iii) where in addition to one or more doors a room is provided with windows and ventilators, such windows and ventilators shall be secured with iron bars and/or expanded metal in such manner that no ingress into or egress from the room is possible through them. Likewise the roof and walls of each room on the licensed premises shall be adequately secured.

(iv) except when a drug is undergoing one of the various processes of manufacture or when a basic drug is being received into the licensed premises or is being issued for manufacture or when the finished drugs are being deposited into the stores or are being removed from the licensed premises for issue or despatch to persons duly authorised to receive them, all rooms on the license premises except those in which any of the aforesaid operations are being conducted, shall be kept locked.

(v) at the end of the day's work, a responsible official of the establishment shall go round the premises to ensure that all rooms including the main exit have been adequately secured.

(vi) the entire licensed premises shall be guarded both at night and during day by an adequate number of security guards employed by the manufacturing establishment. Where such premises comprise an extensive area the establishment may be required as a security measure to arrange for the setting and manning of sentry posts around the licensed premises.

XI. All workers employed by the manufacturing establishment on various processes of manufacture of drugs to which these rules apply including those who are engaged on packing these drugs for sale and/or despatch for sale, but excluding those who are employed in supervisory capacity shall be liable to personal search by specified employees of the manufacturing establishment every time they leave the licensed premises.

XII. The searches referred to in condition XI above shall be carried out at the main exit of the licensed premises, by responsible official or officials of the establishment in such manner as the Director of Health Services may direct.

XIII. The licensee shall mark every package or bottle containing manufactured drugs other than prepared opium with the percentage or proportion or amount of opium, cannabis, indica, morphine, diacetylmorphine, cocaine, pethidine or methadone contained in the drug.

XIV. (1) The licensee may sell otherwise than on prescription, manufactured drugs other than prepared opium, only: —

(a) to another dealer or chemist licensed, under the Goa, Daman and Diu Manufactured Drugs Rules 1969 or under the corresponding rules for the time being in force in any part of India outside the Union Territory of Goa, Daman and Diu,

(b) to an approved practitioner,

(c) to a person authorised under rule 37 of the Goa, Daman and Diu Manufactured Drugs Rules 1971 or under any corresponding rules for the time being in force as aforesaid,

(d) to any person authorised to export the drugs under rules 38 of the Goa, Daman and Diu Manufactured Drugs Rules 1971.

(e) to the Medical Officer in charge of a Government hospital, dispensary or other Government institution on an indent countesigned by the Drugs Controller, Panaji.

Provided that the quantity that may be sold to the persons mentioned in clauses (a) to (d) shall not exceed the quantity which they may lawfully possess.

Provided further that the quantity of cocaine hydrochloride sold in the pure form at any one time to a chemist licensed under the Goa, Daman and Diu. Manufactured Drugs Rules, 1969 or under the corresponding rules for the time being in force in any part of India outside the Union Territory of Goa, Daman and Diu shall not exceed 30 gms and that to an approved practitioner shall not exceed 1 gm.

Provided also that no countersignature shall be necessary in the case of indents from Government institutions for the supply of pethidine (also known under the names of Dolantin, Demerol) not exceeding 2 gms. at any one time and that all indents from Government institutions for the supply of

pethidine exceeding 2 gms at any one time, shall be countersigned by the Director of Health Services.

Provided further that the drugs shall not be delivered to any person not licensed or otherwise authorised to be in possession of the drugs, who purports to be sent by or on behalf of a person so licensed or authorised, unless an authority in writing by the person so licensed or authorised, to receive the drugs on his behalf is produced and unless the licensed dealer is satisfied that the authority is genuine.

(2) Such drugs shall be sold only in pakages or bottles plainly marked with the international-propriety names of the drugs communicated by the World Health Organisation and the amount of the drugs in each package or bottle.

(3) Any preparation, admixture, extract or other substance containing such drugs shall be sold only in pakages or bottles, plainly marked —

(a) In the case of powder solution or ointment, with the total amount thereof in each package or bottle and the percentage of the drug in the powder, solution or ointment; and

(b) In the case of tablets or other articles, with the amount of the drug in each article and the number of articles and the number of articles in each package or bottle.

(4) The licensee shall not be a party to the transport of any manufactured drugs other than prepared opium from one licensed dealer's shop to another or to any licensed chemist's shop in the Union Territory of Goa, Daman and Diu unless it is covered by a permit granted by the Drugs Controller of the district to which the transport is made or by the licensed dealer from whose shop the drugs are transported.

XV. The licensee shall, on requisition by the Director of Health Services or any other officer duly authorised by him, deliver up his licence for amendment or for the issue of a fresh licence.

XVI. The licensee shall maintain true accounts of all transactions in Forms M-3(a) and M-3(b) appended to these rules showing clearly: —

(i) each basic drug received, issued for manufacture and its balance at the close of each working day;

(ii) solution obtained and their composition in terms of the basic drug or drugs and the quantity of the solution used up in test;

(iii) theoretical number of ampoules which can be filled and/or preparations in other forms (viz. tablets, capsules, powder, liquid preparations) which can be made out of each lot of solution;

(iv) the actual number of ampoules filled and/or preparations in other forms viz. tablets, capsules, powder, liquid preparations, made out of each lot or solution;

(v) the total number of empty ampoules of each size and description held in stocks, the number of such ampoules issued for filling, the number broken during various processes, the number rejected during examination and the number of filled ampoules, finally taken on stock;

(vi) the actual loss of drug in each lot of manufacture;

(vii) the quantity of each manufactured drug sold and its closing balance at the end of each working day;

Such accounts shall be preserved for not less than two years from the date of the last entry in the accounts.

XVII. The licensee shall furnish periodically to the Director of Health Services, any officer authorised by him for the purpose, such statistics as he may require from time to time, in such manner and within such time as may be specified by him in this behalf.

Note: (1) The licensee shall in respect of each three month submit a return in Form M-6 appended to these rules to the Drugs Controller so as to reach him on or before 10th of the following month.

(2) The licensee shall, as far as possible, see that the quantities of manufactured drugs to be imported by him from outside India or from the Opium and Alkaloid Works, Ghazipur in a calendar year, do not exceed the estimates of such imports furnish by him for that calendar year to the Drugs Controller for the purposes of Statistical Form B/2. If the finds by the end of August of the calendar year that the quantities imported so far from outside India or from the Opium and Alkaloid Works Ghazipur, have exceeded or is likely to exceed the estimates furnished by him for that year, he shall forthwith furnish a supplementary estimate, for the quantity of the drugs imported or to be imported from outside India or from the Opium and Alkaloid Works, Ghazipur, in excess of the original estimates, to the Asst. Drugs Controller, of the circle by the 15th August of that year. The quantities of the drugs to be shown in the estimates should be expressed in terms of total pure drug content and not bulk weight.

XVIII. The licensee shall file in support of his accounts of receipts, the Customs receipts for duty paid, or the invoices of supplies obtained otherwise than by import by sea, and in support of his accounts of issues, a receipt from each person to whom and issue is made or the order on which such issue is made. Accounts of transactions under this licence shall be kept separate from those maintained by him under any other licence. At the end of each month totals should be struck showing separately the issues to (a) licensees including approved practitioners who hold licences and (b) approved practitioners and other authorised to possess manufactured drugs other than prepared opium without a licence.

XIX. Stocks of manufactured drugs other than prepared opium and all accounts and records of transactions under this licence shall be open to inspection by: —

(a) the Director of Health Services;

(b) the Drugs Controller;

(c) the officer-in-charge of a sub-division of a district;

(d) any officer of the Drugs Controller Department not below the rank of Assistant Drugs Controller;

(e) any officer of the Central Excise Department not below the rank of a Sub-Inspector or

(f) any officer of the Narcotics Department of and above the rank of a Kothi Moharrir or Sub-Inspector.

XX. An inspection note book with pages numbered consecutively shall be maintained for the use of inspecting officers, and shall be handed over to the officers mentioned in condition XIX above or to any officer authorised by them in this behalf on a receipt being given therefor. The book shall be preserved in good condition and handed over to the Assistant Drugs Controller on the expiry of the period for which the licence has been granted.

XXI. In case of breach of any of the conditions of the licensee, the Director of Health Services may cancel or suspend the licence or in lieu thereof impose a penalty not exceeding one hundred rupees.

XXII. The imposition of a penalty or the cancellation or suspension of the licence under the foregoing condition shall not operate as a bar to prosecute for any offence which may have been committed under the Dangerous Drugs Act, 1930.

XXIII. If the licensee shall have in his possession on the expiry, cancellation or suspension of his licence any raw opium or manufactured drugs other than prepared opium, he shall deliver them up to the Drugs Controller. The licensee shall likewise at any time deliver up to the Drugs Controller any raw opium or manufactured drugs other than prepared opium as is found by him to be unfit for use.

XXIV. The licensee shall be bound to purchase in such quantity not exceeding that which he is likely to sell or use in one year and at such rates as the Drugs Controller directs, any raw opium or manufactured drugs other than prepared opium that may be delivered up to the Drugs Controller by any other licensee whose licence has expired or has been cancelled or suspended.

XXV. All preparations containing not more than 0.2 per cent of morphine or 0.1 per cent of cocaine and any preparation which the Central Government may by notification in the Gazette of India made in pursuance of a finding under Articles 8 of the Geneva Convention, declare not to be a manufactured drugs, may be imported, exported, transported possessed and sold without restriction.

Dated: —

Station: — Director of Health Services,

FORM M-2

Licence granted to a Chemist for the possession, sale on prescription of manufactured drugs other than prepared opium

(See rule 39)

Number of licence ...
Name and description of the person licensed ...
His residence ...
His place of business ...

The person described above is hereby authorised by the Drugs Controller of ... to manufacture, possess and sell manufactured drugs other than prepared opium on prescription from the date of this licence to the 31st day of December, 19... subject to the following conditions: —

CONDITIONS

I. The licensee shall be bound by the provisions of the Dangerous Drugs Act, 1930, the Goa, Daman & Diu. Manufactured Drugs Rules, 1971 the Drugs Act 1940 and any additional, general or special rules which may be made from time to time.

II. This licence extends to the possession and sale or dispensation or prescription of manufactured drugs other than prepared opium.

III. The licensee shall not have in his possession at any one time: —

(a) opium derivaties other than prepared opium containing in aggregate not more than* ... of either morphine or diacetylmorphine or both;

(b) coca derivatives containing in the aggregate not more than* ... of cocaine;

(c) medicinal hemp up to* ... in the case of extract and ...* in the case of tincture.

(d) pethidine preparation more than*

(e) methadone preparation more than*

(f) any other narcotic substance declared to be a manufactured drugs upto*

He shall obtain his supplies of drugs from a licensed dealer in the Union Territory of Goa, Daman & Diu or from a dealer licensed under the corresponding rules for the time being in force in any other part of India. The licensee shall not receive or have in his possession drugs otherwise obtained. In the case of imports of manufactured drugs other than prepared opium, from any part of India outside the Union Territory of Goa, Daman & Diu, the licensee shall first apply to the Director of Health Services stating the name and address of the firm from which he wishes to purchase the drugs, the description of the drugs with their bulk weight and drug contents and obtain an import certificate before he indents for the drugs. If the Director of Health Services is satisfied that the drugs are required solely for medicinal purposes and that the licensee is authorised to possess the quantity of the drugs required, he will grant an import authorisation.

IV. No consignment of manufactured drugs other than prepared opium imported shall be opened before it has been verified and passed by an officer of the Drugs Controller Department not below the rank of Asstt. Drugs Controller as the case may be.

V. The transmission of manufactured drugs other than prepared opium by inland post by the licensee for medicinal purposes is permitted subject to the following conditions: —

(1) only the parcel post shall be used;

(2) the parcels shall be insured;

(3) the parcels shall be convered by permits which shall in the case of transmission to a district within the Union Territory of Goa, Daman and Diu be issued by the Drugs Controller of that district and in other cases by the proper authorities in the State to which the parcels are addressed;

(4) the parcels shall be accompanied by a declaration stating the names of the consignee and the consignor, the contents of the parcels in detail, the number and date of the permit covering the transmission and the number of the licence held by the consignee; and

(5) the consignee shall show distinctly in his account books the name of the consignor and the quantity of drugs sent to him from time to time by post.

VI. The licensee shall not possess or sell manufactured drugs other than prepared opium in virtue of this licence, at any place except his place of business specified above. Manufactured drugs shall be kept in special locked receptacles key of which shall in the hands only of the licensed chemist or of his qualified assistant whose name shall be duly notified to the Director of Health Services.

VII. The licensee may sell manufactured drugs other than prepared opium only on prescription and subject to the following conditions, namely: —

(a) he shall sell the drugs in such quantity and for the use of such person only as may be specified in the prescription;

Provided that he shall not sell on such prescription cocaine hydrochloride, morphine, pethidine, methadone and other basic manufactured drugs in their pure form but only as a compounded preparation either as a prepared solution or ointment;

Provided also that he shall not sell on such prescription unless directions for use are specified therein;

(b) he shall sell the drugs only once on a prescription;

(c) he shall, on the sale on a prescription, retain the original copy with him;

VIII. A prescription for the supply of manufactured drugs other than prepared opium shall comply with the following conditions: —

(1) the prescription shall be written wholly in ink or indelible pencil, shall be dated and signed by the approved practitioner with his full name and address and qualifications and shall specify the name and address of the person to whom the prescription is given, the directions for use and the total amount of the drug to be supplied on the prescription provided that where the medicine to be supplied on the prescription is a proprietary medicine, it shall be sufficient to state the amount of medicine to be supplied. When a dose in excess of the normal dosage of any such manufactured drug is prescribed, the amount of the dose shall be emphasised by being underlined and the initials of the practitioner set in the margin opposite;

(2) the prescription shall not be given for the use of the prescriber himself and it must not be ante-dated or post-dated;

(3) a registered dentist shall give a prescription only for the purpose of dental treatment and shall mark it «for local dental treatment only;» and

(4) a registered veterinary surgeon shall give a prescription only for the purpose of treatment of animals and shall mark it «for animal treatment only».

IX. The licensee shall maintain true accounts of all transactions in form M-4 in respect of each issue to an approved practitioner, the quantity issued, the name and address of the approved practitioner, to whom it is issued. Accounts of transactions under this licence together with the original of prescription shall be kept preserved for not less than two years.

X. The licensee shall, before the seventh day of each three months, furnish to the Drugs Controller or such other officer as he may appoint in this behalf, a copy of the entries made by him in form M-4 during the preceding calendar month. The licensee shall also furnish periodically to the Drugs Controller such other statistics as he may require from time to time.

XI. Stocks of manufactured drugs other than prepared opium and all accounts and records of transactions under this license shall be open to inspection: —

(a) in case the licensee is an approved practitioner by any officer of the Police Department not below the rank of an Inspector or any officer specified in clause (b) below, and

(b) in case of other licensees by: —

(i) any officer of the Drug Control Department not below the rank of Asstt. Drugs Controller;

(ii) any officer of the Drugs Control Department not below the rank of a Drugs Inspector;

* To be fixed by the Drugs Controller.

(iii) any officer of the Central Excise Department not below the rank of a Sub-Inspector of Central Excise; or

(iv) any officer of the Narcotics Department of and above the rank of a Kothi Moharrir or Sub-Inspector;

XII. An inspection note book with pages numbered consecutively shall be maintained for the use of inspecting officer and shall be handed over to any officer mentioned above or to any officer authorised by any of them in this behalf, on a receipt being given therefor. The book shall be preserved in good condition and handed over to the Asstt. Drugs Controller on the expiry of the period for which the licence has been granted.

XIII. In case of breach of any of the conditions of the licence, the Drugs Controller may cancel or suspend the licence or in lieu thereof impose a penalty not exceeding one hundred rupees.

XIV. The imposition of a penalty or the cancellation of the licence, under the foregoing condition shall not operate as a bar to prosecution for any offence which may have been committed under the Dangerous Act, 1930.

XV. If the licensee shall have in his possession on the expiry, cancellation, or suspension of his licence any manufactured drugs other than prepared opium, he shall deliver them up to the Drugs Controller. The licensee shall likewise at any time deliver up to the Drugs Controller any manufactured drug other than prepared opium as is found by him to be unfit for use.

XVI. The licensee shall be bound to purchase in such quantity not exceeding that which he is likely to sell or use in three months, and at such rates as the Drugs Controller may direct, any manufactured drugs other than prepared opium that may be delivered up to the Drugs Controller by any other licensee whose licence has expired or has been cancelled or suspended.

XVII. All preparations containing not more than 0.2 percent of morphine or 0.1 percent of cocaine and any preparation which the Central Government may by notification in the Gazette of India made in pursuance of a finding under Article 8 of the Geneva Convention declare not to be a manufactured drug, may be imported, exported, transported, possessed and sold without restriction or otherwise.

Dated: —

Station: —

Drugs Controller.

FORM M-3 (a)

Name of the Firm: ..... Name of Proprietor, Director or Manager: .....

Description of licensed premises: .....

Particulars of licence held under the	No. of Licence	Period of Validity
i) Dangerous Drugs Act, 1930	—	—
ii) Drugs Act, 1940	—	—

Note: — (1) A separate page should be assigned in this record to each drug.

(2) Natural narcotic drugs obtained from the Government Opium and Alkaloid Works, Ghazipur, should also be shown in this record.

FORM M-3 (a)

Record of Import and Sales of Manufactured Drugs

Name of Drug .....

Note: — A separate page should be assigned in this record to each drug.

		Receipts							
Date	Opening Balance	Particulars of import certificate issued under the D.D. Act.	Particulars of licence issued, if any, under the I.T.C.	Particulars Export authorisation issued by the country of origin	Form in which the drug has been imported i. e. powder tablets, ampoules, etc.	Quantity imported	Dealer of firm from whom imported		Total Cols. 2 & 7
							Name	Address	
1	2	3	4	5	6	7	8	9	10

	Issues						
Quantity issued	Purchaser's		Authority for sale (i e. No. of Excise permit etc.)	Mode of delivery	Closing balance	Signature of the person making the entry	Remarks
	Name	Address					
11	12	13	14	15	16	17	18

FORM M-3 (b)

Manufacturer's Record

(A) Bulk Stock

Name of Drug .....

Note: — A separate page should be assigned in this record to each drug.

Date	Quantity of drug held in stock	Particulars of import certificate issued under D.D. Act.	Particular of licence issued, if any, under the I.T.C.	Particulars of Export Authorization issued by the country of origin	Quantity received	From whom received		Total Cols. 2 & 6	Quantity issued for manufacture	Balance	Remarks
						Name	Address				
1	2	3	4	5	6	7	8	9	10	11	12

FORM M-3 (b)

Name of the Firm: ..... Name of Proprietor, Director or Manager: .....

Description of licensed premises: ..... Particulars of licence held under the

Particulars of licence held under the	No. of Licence	Period of Validity
i) Dangerous Drugs Act, 1930	—	—
ii) Drugs Act, 1940	—	—

Note: — (1) A separate page should be assigned in this record to each drug.

(2) Natural narcotic drugs obtained from the Government Opium and Alkaloid Works, Ghazipur, should also be shown in this record.

FORM M-3 (c)

Manufacturer's Record

(B) Manufacturing Department

Name of Drug .....

Note: — A separate page should be assigned in this record to each drug.

Date	Quantity of the drug received for manufacture	Form in which manufactured & quantity of drug in unit	Anticipated theoretical yield.	Actual yield	Wastage if any, & disposal of wastage	Quantity transferred to record of sales	Drugs Manufactured and transferred to stores					Initials of person in charge of manufacturing operations	Remarks
							Ampoules	Tablets / Capsules	Powder	Liquid preparations	Total		
							No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.	Qty. / Conc.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14

FORM M-3 (d)

Manufacturer's Record

(C) Store Department

Name of Drug .....

Note: — A separate page should be assigned in this record to each drug.

Date	Quantity of drug held in stock						Quantity of drug received for sale from manufacturing department							Total stock	
	No. / Qty.	No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.		No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.		No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.
		Ampoules	Tablets / Capsules	Powder	Liquid preparation	Total	Ampoules	Tablets / Capsules	Powder	Liquid preparation	Total	Ampoules	Tablets / Capsules	Powder	Liquid preparation
1		2	3	4	5	6	7	8	9	10	11	12	13	14	15

Quantity of drug (cols. 6 + 11)	Quantity sold				Total Quantity of drug sold	To whom sold		Closing Balance						Total Quantity of drug	Initials of the person making the entry.	Remarks
	No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.		Name	Address	Authority for sale	Mode of delivery	No. / Qty.	No. / Qty.	Qty. / Conc.	Qty. / Conc.			
	Ampoules	Tablets / Capsules	Powder	Liquid preparation						Ampoules	Tablets / Capsules	Powder	Liquid preparation			
16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	

FORM No. 4 (a)

Chemist's and Druggist's Register of Narcotic Drugs

(A) Record of Purchase

Name of Drug .....

Note: — A separate page should be assigned in this record to each drug.

Date	Name of Drug or preparation	Form in which purchased	Quantity	From whom received		Particulars of licence held	Remarks
				Name	Address		
1	2	3	4	5	6	7	8

FORM M-4 (a)

No. of licence Period of validity

Name of Firm: .....

Address: .....

Name of Proprietor: .....

Note: — A separate page should be assigned in this record to each drug.

FORM M-4 (b)

Chemists' and Druggists' Register of Narcotic Drugs

Name of Drug .....

(B) Record of Sales

Note: — A separate page should be assigned in this register to each drug.

Date	Name of Drug or preparation	Form in which sold	Quantity	Purchaser's		Physician's Dentist's or Veterinary Surgeon's		Prescription numbers	Particulars of licence held	Signature of persons making the entry	Remarks
				Name	Address	Name	Address				
1	2	3	4	5	6	7	8	9	10	11	12

FORM M-5

Register of Manufactured Drugs for Hospitals

Name of the Hospitals ..... Name of Drug .....

Note: — A separate page should be assigned in the register to each drug.

Date	Quantity of the drug in stock				Quantity of the drug received				Dealer or firm from whom received	
	Ampoules	Tablets Capsules	Powder	Liquid preparations	Ampoules	Tablets Capsules	Powder	Liquid preparations	Name	Address
	No. Qty.	No. Qty.	Qty. Conc.	Qty Conc.	No. Qty.	No. Qty.	Qty. Conc.	Qty. Conc.		
1	2	3	4	5	6	7	8	9	10	11

Total				Patient's					Closing Balance			
Ampoules	Tablets Capsules	Powder	Liquid preparations	Name	Card	Total daily	Administered by	Physician	Ampoules	Tablets Capsules	Powder	Liquid preparations
No. Qty.	No. Qty.	Qty. Conc.	Qty. Conc.						No. Qty.	No. Qty.	Qty. Conc.	Qty. Conc.
12	13	14	15	16	17	18	19	20	21	22	23	24

FORM M-6

Three Monthly return of manufactured drugs, for the month of .../
Name of person submitting the return ...
Nature of business in manufactured drugs ...
Place of business ...

(This return shall relate to each group of drug — separate sheet being used for each separate group)

Name of the group

	Drug content in	
	Solid preparation kg. gm.	Liquid preparation gms.
1. Opening stock at the beginning of three month		
2. Receipts during the three month		
a) from foreign countries		
b) from other states in India		
c) from other licensees within the state		
d) from other sources.		
3. Closing balance at the end of three month		
4. Supplies: —		
a) to foreign countries		
b) to other states in India		
c) to other licensees within the state		
d) to other on prescription		
e) to others otherwise than on prescription		
5. Quantity used otherwise than by sale.		
6. Wastages.		
7. Allotment for import from outside India —		
a) sanctioned for the current year		
b) required for the calendar year next following.		

Signature ...

FORM M-6 (a)

See Rule 34

To,
The Drugs Controller
Panaji — Goa.

From: —
Name of Establishment: —
Name of qualified person: —
Address: —

Three monthly statement of purchase and sale of manufactured drugs for the quarter 19

Name of the Drug	Opening balance	Receipt		Total	Sale		Closing balance	Remarks
		Quantity purchased	Quantity prepared		Supplied on prescription	Supplied otherwise than on prescription		

Signature of qualified person

FORM M-6 (b)

See Rule 35

To,
The Drugs Controller
Panaji — Goa.

From: —
Name of the Medical Practitioner: —
Registration No.
Address: —

Three monthly statement of purchase and sale of manufactured drugs for the quarter 19

Name of the Drug	Opening balance	Purchased during three months	Total	Used during three months	Closing balance	Remarks

Signature

FORM M-7

I. Physician's Register of Manufactured Drugs

Name of Physician .....
Medical Qualification .....
Registration No. .....
Address .....

Note: — (1) A separate page should be assigned in this record for each drug.

(2) Natural narcotic drugs obtained from the Government Opium and Alkaloid Works, Ghazipur, should also be shown in this record.

Name of drug .....

Date	Drug in stock		Drug received		From whom received		Total	
	Form	Quantity	Form	Quantity	Name	Address	Form	Quantity
1	2	3	4	5	6	7	8	9

Patient's			Card No.	Quantity of the drug used during the day on each patient	Closing balance	Signature of the Registered Medical Practitioner	Remarks
Name	Address	Disease					
10	11	12	13	14	15	16	17

FORM M-8

II. Patient's Card

(To be maintained by registered medical practitioner using manufactured drugs in their professional practice)

1. Full name of the patient.
2. Profession and residential address.
3. Age.
4. Sex.
5. Disease for which treated.
6. Duration of illness.
7. Date of first consultation.

Date	Drug used	Form in which used	Quantity of drug	Initial of the Regd. medical practitioner	Remarks
1	2	3	4	5	6

FORM M-9

(To be maintained by the Drugs Controller of the District)

Register showing particulars of Medical practitioners, registered with the Drugs Controller of Goa, Daman and Diu for the possession of manufactured drugs other than prepared opium for use in his practice and not for sale.

Registration No. allotted to the medical practitioner by the Drugs Controller	Name, address and other particulars of the medical practitioner	Medical registration number	Name of the locality in which shop is located	Name of the town in which shop is located	Name of Tehsil	Remarks
1	2	3	4	5	6	7

FORM M-10

Certified that: —

(1) Shri .....
(2) Son of .....
(3) Locality .....
(4) Medical Registration No. .....

has been registered in this district in accordance with the provisions of the ... Manufactured Drugs Rules, 19 ... and his registration No. is ... in the district register prescribed in form ...

Drugs Controller

Seal

FORM M-11

Authorisation for the inter-state import of manufactured drugs into the Union Territory of Goa, Daman & Diu.

Part I.

(to remain in the office of issue)

Shri * is
Sarvashri are
hereby authorised to import the under mentioned drugs from Shri *
Sarvashri

Exact description of the drug	Total quantity of the drug to be imported	Percentage of the drug contents	Remarks

* Name and full address of the importer.
** Name and full address of the exporter.

This authorisation must be used within one month from the date of its issue.

This authorisation shall be delivered on arrival of the drugs at their destination to ***

The bulk of the consignment shall not be broken in transit.

Dated the 19...

(authority issuing the authorisation).

*** Designation of the officer to whom the pass is to be delivered.

FORM M-11

Authorisation for the inter-state import of manufactured drugs into the Union Territory of Goa, Daman & Diu.

Part II.

(to be forwarded to the authority of the place of export — the Deputy Narcotics Commissioner, Ghazipur, in the case of import from Ghazipur Factory).

Shri * is
Sarvashri are
hereby authorised to import the under mentioned drugs from Shri *
Sarvashri

Exact description of the drug	Total quantity of the drug to be imported	Percentage of the drug contents	Remarks

* Name and full address of the importer.
** Name and full address of the exporter.

This authorisation must be used within one month from the date of its issue.

The bulk of the consignment shall not be broken in transit.

Dated the 19...

(authority issuing the authorisation).

FORM M-11

Authorisation for the inter-state import of manufactured drugs into the Union Territory of Goa, Daman & Diu.

Part III.

(to be handed over to the importer to accompany the consignment).

Shri * is
Sarvashri are
hereby authorised to import the under mentioned drugs from Shri **
Sarvashri

Exact description of the drug	Total quantity of the drug to be imported	Percentage of the drug contents	Remarks

* Name and full address of the importer.
** Name and full address of the exporter.

This authorisation must be used within one month from the date of its issue.

This authorisation shall be delivered on arrival of the drugs at their destination to ***

The bulk of the consignment shall not be broken in transit.

Dated the 19...

(authority issuing the authorisation).

*** Designation of the officer to whom the pass is to be delivered.

Appendix

FORM No. M-12 (a)

(See rule 42)

No.

The licensee named below is hereby permitted to transport the manufactured drugs other than prepared opium described below by the route named. This permit shall be carried with the consignment and be filed in the licensed premises.

1. Name.
2. Licensed premises from which the transport is permitted.
3. Licensed premises to which the transport is permitted.
4. Route of transport.
5. Date of expiry of permit.
6. Name of drug.
7. Quantity of the drug.

Kgs. gms. mg.
Litre ml. millilitre

Drugs Controller

Licensed dealer.

Appendix

(FORM No. M-12(b)

No.

Advice of issue of permit for the transport of manufactured drugs other than prepared opium.

To

The Drugs Controller of district

I have this day issued a permit to the person mentioned below for the transport of manufactured drugs other than prepared opium: —

1. Name.
2. Licensed premises from which the transport is permitted.
3. Licensed premises to which the transport is permitted.
4. Route of transport.
5. Date of expiry of permit.
6. Name of drug.
7. Quantity of the drug.

Kgm. gm. mgs.
Litre Ml. Millilitre

Drugs Controller

Licensed dealer.

FORM M-12(c)

No.

Particulars of permit for the transport of manufactured drugs other than prepared opium

(To be retained in the office of issue
by the licensed dealer

1. Name
2. Licensed premises from which the transport is permitted.
3. Licensed premises to which the transport is permitted.
4. Route of transport.
5. Date of expiry of permit.
6. Name of drug.
7. Quantity of the drug.

Kgm.	gm.	mgm.
Litre	ml.	(millilitre)

Date

Drugs Controller.
Licensed dealer.

APPENDIX 'A'

Revised List of narcotic drugs with their normal minimum and maximum dosages

Name of the drug	Minimum Dose	Maximum Dose
1. Morphine hydrochloride	8 mg (1/8 gr)	20 mg (1/3 gr)
2. Morphine Sulphate	8 mg (1/8 gr)	20 mg (1/3 gr)
3. Morphine Acetate	8 mg (1/8 gr)	20 mg (1/3 gr)
4. Morphine Tartrate	8 mg (1/8 gr)	20 mg (1/3 gr)
5. Morphine hydrobromide	8 mg (1/8 gr)	30 mg (1/2 gr)
6. Ethyl Morphine hydrochloride	6 mg (1/10 gr)	30 mg (1/2 gr)
7. Dihydromorphinone hydrochloride	2.5 mg (1/24 gr) 2 mg (1/30 gr)	5 mg (1/12 gr) (Sub cutaneous Injection)
8. Methyl dihydromorphinone hydrochloride	6 mg (1/10 gr)	9 mg (3/20 gr)
9. Benzyl Morphine hydrochloride	8 mg (1/8 gr)	30 mg (1/2 gr)
10. Cocaine	8 mg (1/8 gr)	16 mg (1/4 gr)
11. Cocaine hydrochloride	8 mg (1/8 gr)	16 mg (1/4 gr)
12. Codeine	10 mg (1/6 gr)	60 mg (1 gr)
13. Codeine Sulphate	30 mg (1/2 gr)	100 mg (1½ gr)
14. Codeine Phosphate	10 mg (1/6 gr)	60 mg (1 gr)
15. Extract of cannabis	15 mg (1/4 gr)	60 mg (1 gr)
16. Tincture of Cannabis	0.06 ml (1 min)	0.2 ml (3 min)
17. Dihydrocodeinone bitartrate	—	20 mg (1/3 gr)
18. Pethidine Hydrochloride	25 mg (2/5 gr) 25 mg (2/5 gr) (oral)	100 mg (1½ gr) 50 mg (4/5 gr)
19. Phenoxoxone Hydrochloride	5 mg (1/12 gr) (Sub cutaneous or intramuscular injection)	15 mg (1/4 gr)

Name of the drug	Minium Dose	Maximum Dose
20. Methadone hydrochloride	5 mg (1/12 gr)	10 mg (1/6 gr)
21. Methorphinan (3 hydrox-N-methyl morphinan	3 mg (1/20 gr)	6 mg (1/10 gr)
22. Amphetamine Sulphate	2.5 mg (1/24 gr)	10 mg (1/6 gr)
23. Dexamphetamine sulphate	5 mg (1/12 gr)	10 mg (1/6 gr)
24. Methylamphetamine hydrochloride	2.5 mg (1/14 gr)	10 mg (1/6 gr)

By order and in the name of the Administrator of Goa, Daman and Diu.

P. Noronha, Under Secretary (Health).

Panaji, 5th October, 1973.

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